

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF MISSISSIPPI  
WESTERN DIVISION

MICHAEL COLLINS

PLAINTIFF

V.

CIVIL ACTION NO.3:03CV175-NBB-JAD

EMMANUEL ISEN, et al

DEFENDANTS

**FINAL JUDGMENT**

On consideration of the file and records in this action, and on defendants' motion to dismiss and/or for summary judgment, the Court finds that the Report and Recommendation of the United States Magistrate Judge dated April 13, 2006, was on that date duly served by first class mail upon the plaintiff and the attorneys for the defendants; that more than ten days have elapsed since service of said Report and Recommendation; and that no objection thereto has been filed or served by said parties. The Court is of the opinion that the Report and Recommendation should be approved and adopted as the opinion of the Court. It is, therefore

**ORDERED:**

1. That the Report and Recommendation of the United States Magistrate Judge dated April 13, 2006, be, and it is hereby, approved and adopted, and that the proposed findings of fact and conclusions of law therein set out be, and they are hereby, adopted as the findings of fact and conclusions of law of the Court.
2. That defendants' motion for summary judgment be and hereby is **granted and this case is dismissed with prejudice.**

THIS the 24<sup>th</sup> day of May, 2006.

/s/ Neal Biggers

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**NEAL B. BIGGERS, JR.  
SENIOR U.S. DISTRICT JUDGE**